

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

VONNIE K. AGNER, et al., )  
)  
This document pertains to: )  
)  
CORNELIUS HARGROVE and wife )  
ELLEN W. HARGROVE; )  
J. FRANCES HOLT and wife ALMEADER )  
S. HOLT; )  
NORMAN HOLT and wife, BETTY L. )  
HOLT; )  
JIMMIE L. KITCHEN; )  
DONALD LINDSAY; )  
JAMES A. REDMON and wife, ANNIE B. )  
REDMON; )  
JERRY L. REID and wife WANDA L. )  
REID; )  
JOHN H. SMITH and wife, VERNIE )  
SMITH )  
)  
Plaintiffs, )  
)  
vs. )  
)  
DANIEL INTERNATIONAL )  
CORPORATION, et al., )  
)  
Defendants. )

**File No. 3:98-CV-220-T**

**ORDER OF DISMISSAL WITH  
PREJUDICE**

**THIS MATTER** is before the Court on the joint motion of Plaintiffs above named and Defendants Daniel International Corporation, f/k/a Daniel Construction Company; Fluor Enterprises, Inc., f/k/a Fluor Daniel, Inc.; Strategic Organization Systems Environmental Engineering Division, Inc., f/d/b/a SOS International, Inc. and SOS Environmental, Inc. (collectively “Defendants”), to dismiss this action with prejudice as to Plaintiffs’ claims against Defendants.

For good cause appearing,

**IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED** that the joint motion to dismiss is **ALLOWED**, and the claims of Plaintiffs Cornelius Hargrove and wife Ellen W. Hargrove, J. Frances Holt and wife Almeader S. Holt; Norman Holt and wife, Betty L. Holt, Jimmie L. Kitchen; Donald Lindsay; James A. Redmon and wife, Annie B. Redmon; Jerry L. Reid and wife Wanda L. Reid, John H. Smith and wife, Vernie Smith, against the Defendants Daniel International Corporation, f/k/a Daniel Construction Company; Fluor Enterprises, Inc., f/k/a Fluor Daniel, Inc.; Strategic Organization Systems Environmental Engineering Division, Inc., f/d/b/a SOS International, Inc. and SOS Environmental, Inc., are hereby **DISMISSED WITH PREJUDICE**.

Signed: October 12, 2007

A handwritten signature in black ink, appearing to read "Lacy H. Thornburg", written over a horizontal line.

Lacy H. Thornburg  
United States District Judge

